IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT No. 864 of 1987

Jain Accessories & Fitting .. Plaintiff

versus

Rumanian Shipping Co. .. Defendant

...

Mr.Anand Narayan i/b N.R. Kamat for the plaintiff.

Mr.P.P. Tipnis i/b Consulta Juris for the defendant no.2.

CORAM : D.G. KARNIK, J

DATED : 16th June 2006.

P.C.:

1. Heard learned counsel for the plaintiff and defendant no.2. None present for the defendant no.1. Though nearly 19 years have passed since the institution of the suit, the defendants have not filed the written statement.

2. The suit is for recovery of money only. Hence, I consider it appropriate to pass a decree under

Order 8 Rule 10 of the Code of Civil Procedure.

3. Suit of the plaintiff is decreed under Order 8 Rule 10 of the Code of Civil Procedure in terms of prayer clauses (a) and (b).

(D.G. KARNIK, J)